

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2548
OFFERED BY MRS. FLETCHER OF TEXAS**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Hazard Eligibility and
3 Local Projects Act”.

4 **SEC. 2. AUTHORITY TO BEGIN IMPLEMENTATION OF AC-**
5 **QUISITION OR RELOCATION PROJECTS.**

6 (a) **ELIGIBILITY FOR ASSISTANCE FOR INITIATED**
7 **PROJECTS.—**

8 (1) **IN GENERAL.—**Notwithstanding any other
9 provision of law, an entity seeking assistance under
10 a hazard mitigation assistance program shall be eli-
11 gible to receive such assistance for a covered project
12 if the entity—

13 (A) complies with all other eligibility re-
14 quirements of the hazard mitigation assistance
15 program for acquisition or relocation projects,
16 including extinguishing all incompatible encum-
17 brances; and

1 (B) complies with all Federal requirements
2 for the project.

3 (2) COSTS INCURRED.—An entity seeking as-
4 sistance under a hazard mitigation assistance pro-
5 gram shall be responsible for any project costs in-
6 curred by the entity for a covered project if the cov-
7 ered project is not awarded, or is determined to be
8 ineligible for, assistance.

9 (b) APPLICABILITY.—This section shall apply to any
10 application for assistance for a covered project submitted
11 on or after January 1, 2016.

12 (c) DEFINITIONS.—In this section, the following defi-
13 nitions apply:

14 (1) COVERED PROJECT.—The term “covered
15 project” means—

16 (A) an acquisition or relocation project for
17 which an entity began implementation prior to
18 grant award under a hazard mitigation assist-
19 ance program; and

20 (B) a project for which an entity initiated
21 planning or construction before or after re-
22 questing assistance for the project under a haz-
23 ard mitigation assistance program qualifying
24 for a categorical exemption under the National
25 Environmental Policy Act.

1 (2) HAZARD MITIGATION ASSISTANCE PRO-
2 GRAM.—The term “hazard mitigation assistance
3 program” means—

4 (A) the predisaster hazard mitigation
5 grant program authorized under section 203 of
6 the Robert T. Stafford Disaster Relief and
7 Emergency Assistance Act (42 U.S.C. 5133);

8 (B) the hazard mitigation grant program
9 authorized under section 404 of the Robert T.
10 Stafford Disaster Relief and Emergency Assist-
11 ance Act (42 U.S.C. 5170e); and

12 (C) the flood mitigation assistance pro-
13 gram authorized under section 1366 of the Na-
14 tional Flood Insurance Act of 1968 (42 U.S.C.
15 4104e).

